

Decision _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Union Pacific Railroad Company,
Keene Water System (0434W), for Authorization
to Increase Rates and for Interim Rate Relief.

Application 04-11-004
(Filed November 4, 2004)

ORDER EXTENDING STATUTORY DEADLINE**Summary**

Pub. Util. Code § 1701.5(a) provides that ratesetting cases shall be resolved within 18 months of the date the scoping memo is issued unless the Commission makes findings why that deadline cannot be met and issues an order extending that deadline. In this proceeding, the 18-month deadline for resolving this matter is July 13, 2006.

Based on the record in this proceeding, the Commission determines that the applicant's and ratepayers' interests will be served by extending this proceeding to allow the parties, with the Commission's assistance, to explore other solutions to the issues raised in this proceeding. As a result, a 60-day extension order is required under Pub. Util. Code § 1701.5(a).

Waiver of Comment Period

Under Rule 77.7(f)(10) of the Commission's Rules of Practice and Procedure (Rule), the Commission may reduce or waive the period for public review and comment of draft decisions extending the deadline for resolving ratesetting proceedings. Accordingly, pursuant to Rule 77.7(f)(10), the otherwise

applicable period for public review and comment on an extension order issued pursuant to Pub. Util. Code § 1701.5(a) is being waived.

Assignment of Proceeding

Michael R. Peevey is the Assigned Commissioner and John Thorson is the assigned Administrative Law Judge in this proceeding.

Findings of Fact

1. The scoping memo in this proceeding was issued on January 13, 2005.
2. The normal 18-month statutory deadline for resolving this ratesetting proceeding is July 13, 2006.
3. A 60-day extension for resolving this proceeding is required because the applicant's and ratepayers' interests will be served by extending this proceeding to allow the parties, with the Commission's assistance, to explore other solutions to the issues raised in this proceeding.

Conclusion of Law

Effective immediately, the 18-month statutory deadline imposed by Pub. Util. Code § 1701.5(a) should be extended for a period of 60 days beyond July 13, 2006.

IT IS ORDERED that the 18-month statutory deadline in this proceeding, July 13, 2006, is extended until September 11, 2006.

This order is effective today.

Dated _____, at San Francisco, California.